

Dec 13, 2006

In the Matter of WT Docket 04-140:

I respectfully **OPPOSE** the ARRL petitions of Dec 11 2006 requesting a partial stay and partial reconsideration of the *Report and Order* FCC 06-149, released October 10, 2006, 71 Fed. Reg.66460 *et seq.*

The evidence on record already shows the underutilization of the 3500-3750kHz segment and the overcrowding of the 3750-4000kHz segment. The FCC clearly intended to make best use of the spectrum by moving the mode delimiter from 3750kHz to 3600kHz.

It was perhaps a simple administrative oversight that left 97.221(b) pointing to the old bandplan—a simple *Erratum* correcting the 97.221(b) 80 meter limits to be below 3600kHz would resolve this issue entirely.

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Michael A. Volz